IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

WEDNESDAY, THE 10TH OCTOBER 2007 / 18TH ASWINA 1929

WP(C).No. 29638 of 2007(C)

PETITIONER:

VINCENT, S/O.AMBAZHAKKADAN ANTONY,
MANAVALASSERY VILLAGE, MUKUNDAPURAM TALUK.

BY ADV. SRI.T.N.MANOJ

RESPONDENTS:

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1. THE SECRETARY,
LOCAL ADMINISTRATION, TRIVANDRUM.

2. IRINJALAKUDA MUNICIPALITY
REPRESENTED BY THE SECRETARY.

3. THE MUNICIPAL COUNCIL, IRINJALAKUDA
MUNICIPALITY.

4. THE CHAIRMAN, IRINJALAKUDA MUNICIPALITY

5. THE LOCAL SELF GOVERNMENT TRIBUNAL,
TRIVANDRUM.

R1 BY SR.GOVT.PLEADER SRI.K.J.MOHAMMED ANZAR.
R2 TO R4 BY ADV.SRI.K.K.CHANDRAN PILLAI, SC.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 10/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE, J.

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W.P.(C)No.29638 OF 2007

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DATED THIS THE 10TH OCTOBER, 2007

J U D G M E N T

The grievance of the petitioner is that the directions issued by the Tribunal for Local Self Government Institutions under Ext.P2 order regarding early disposal of the appeal preferred by the petitioner before the 3rd respondent-Municipal Council are being flouted by the 3rd respondent.

2. Mr.K.K.Chandran Pillai, Standing Counsel for the Municipality submits that it was due to circumstances beyond control that the directions could not be complied with so far.

3. I do not find any justification for the 3rd respondent-Municipal Council not complying with the directions issued by the Tribunal, since the Tribunal's directions are binding on the 3rd respondent. I dispose of the Writ Petition issuing the following directions:-

Respondents 2, 3 and 4 will ensure that the appeal presently pending before the 3rd respondent-Municipal Council is finally disposed of by the 3rd respondent on or before 31.10.2007.

(PIUS C.KURIAKOSE, JUDGE)

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